

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2004-092767

08/10/2007

HON. PENNY L. WILLRICH

CLERK OF THE COURT
K. Depue
Deputy

IN RE THE MARRIAGE OF
STEVEN B BENNETT

BETTE O ADELMAN

AND

BONNIE C WERNER

ZALENA MOCCIO KERSTING

DR JOEL B GLASSMAN
7520 E 2ND ST
STE I
SCOTTSDALE AZ 85251

HEARING SET

Courtroom 414

10:46 a.m. This is the time set for Resolution Management Conference on Petitioner's Petition to Modify Parenting Time and Child Support. Petitioner/Father is present with counsel, Bette O. Adelman. Respondent/Mother is present with counsel, Zalena Moccio Kersting. Counsel for Respondent appears telephonically.

A record of the proceedings is made by CD/videotape in lieu of a court reporter.

Discussion is held.

IT IS ORDERED, as an interim order, that Father shall have parenting time every other weekend from Wednesday after school until Sunday at 6:00 p.m.

IT IS FURTHER ORDERED appointing a private Custody Evaluator, Dr. Joel Glassman, in this case for a limited evaluation regarding Father's parenting time and if it shall be extended. The parties shall be notified of the appointment by separate minute entry.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2004-092767

08/10/2007

IT IS FURTHER ORDERED that Father shall pay 100 percent of the fees for Dr. Joel Glassman, until further order of the Court.

Discussion is held that counsel shall agree on a Custody Evaluator that can complete an evaluation **by September 25, 2007**. If Dr. Glassman cannot complete the evaluation in time, then counsel shall agree on another evaluator and notify the Court.

IT IS FURTHER ORDERED that the parties shall not discuss this case with the minor child.

IT IS ORDERED setting an Evidentiary Hearing on **September 25, 2007 at 2:30 p.m. (time allotted: 2 hours)** in this Division, at:

101 W. Jefferson
East Court Building
Courtroom 414
Phoenix, AZ 85003
(602) 506-3776

Pursuant to Rule 77(C)(5), *Arizona Rules of Family Law Procedure*, each party will be allowed 1/2 of the available time to present all direct, cross, redirect examination and any argument.

JOINT PRE-HEARING STATEMENT

IT IS FURTHER ORDERED that the parties shall file and provide this Division with a copy of a **Joint** Pre-hearing Statement pursuant to Rule 6.8, Local Rules of Practice--Maricopa County (Family Court Cases), no later than **5 days prior to the hearing**.

IT IS FURTHER ORDERED that the failure of counsel or any party to appear at the time of hearing, or to timely present the Joint Pre-hearing Statement in proper form, including each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 76(D), *Arizona Rules of Family Law Procedure* and Local Rules 6.2(e) and 6.9(b), including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

IT IS FURTHER ORDERED that the Joint Pre-hearing Statement shall include the following attachments:

1. A current Affidavit of Financial Circumstances.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2004-092767

08/10/2007

2. A current Parent's Worksheet for Child Support Amount completed by each party pursuant to the Statewide Child Support Guidelines.

3. If there are disputed custody, access or visitation issues, a specific proposal for custody and visitation by each party.

IT IS FURTHER ORDERED that the parties shall indicate in the Joint Pre-hearing Statement which exhibits they have agreed will be admissible at hearing as well as any specific objections that will be made to any exhibit if offered at hearing which is not agreed to be admitted. Reserving all objections to the time of hearing will not be permitted. At the time of hearing all exhibits that the parties have agreed will be admitted and all exhibits for which no specific objection is stated in the Joint Pre-hearing Statement shall be summarily admitted.

EXHIBITS.

IT IS FURTHER ORDERED the parties shall confer prior to the hearing regarding exhibits to be marked for the hearing. The parties shall hand deliver any exhibits and an exhibit inventory to the clerk of this division for marking no later than **three business days prior to hearing, not including holidays or the day of the hearing**. All exhibits presented shall have been exchanged between the parties. Duplicate exhibits shall not be presented. **Absent good cause, any exhibits not submitted at least three (3) business days prior to the hearing will not be accepted and/or marked.**

SETTLEMENT.

Counsel and the parties are reminded of their obligation to give prompt notice of any settlement to the Court as required by Rule 70, *Arizona Rules of Family Law Procedure*.

11:04 a.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.